

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: By **CHAIRMAN CINDY YOUNKIN**, on February 7, 2003 at 3:19 P.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. Cindy Younkin, Chairman (R)
Rep. Gail Gutsche, Vice Chairman (D)
Rep. Jim Peterson, Vice Chairman (R)
Rep. Debby Barrett (R)
Rep. Larry Cyr (D)
Rep. Sue Dickenson (D)
Rep. Ron Erickson (D)
Rep. George Everett (R)
Rep. Kim Gillan (D)
Rep. Christopher Harris (D)
Rep. Carol Lambert (R)
Rep. Michael Lange (R)
Rep. Rick Maedje (R)
Rep. Bruce Malcolm (R)
Rep. Brad Newman (D)
Rep. John (Jack) W. Ross (R)
Rep. Scott Sales (R)

Members Excused: Rep. Veronica Small-Eastman (D)

Members Absent: None.

Staff Present: Pamela Schindler, Committee Secretary
Larry Mitchell, Legislative Branch

Video-taped Committee: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society. TIME STAMP REPRESENTS ELAPSED TIME.

Committee Business Summary:

Hearing & Date Posted: HB 405, HB 427, HB 428, 2/22/2003

Executive Action: HJR 4-Do Pass As Amended, HJR 7-
Tabled, HB 401-Tabled

HEARING ON HB 428

Opening Statement by Sponsor:

0.00 REP. JIM KEANE , HD 36 -- Title of Bill: Eliminate
provision in requiring backfilling of metal mines.

EXHIBIT (nah27a01)

Proponents' Testimony:

3:00 Angela Janacaro, Montana Mining Association
5:00 Steve Walsh, Montana Resources
7:00 Steve Welch, State of Montana, Department of
Environmental Quality
8:00 Russ Ritter, Montanans for Responsible Energy
Development

EXHIBIT (nah27a02)

EXHIBIT (nah27a03)

11:00 Jeff Barber, Montana Environmental Information Center
13:00 Tammy Johnson, Gordon Sunlight Mine
14:00 Jerry Driscoll, AFL-CIO
14:00 Ron Mueller, Montana Sierra Club
15:00 Don Allen, Montana Trade Association
15:00 Cody Ferguson, Northern Plains Resource Council
15:00 Rep. Scott Mendenhall, HD 39, Cardwell, Montana

Opponents' Testimony: None.

Informational Testimony:

16:00 Susan Patton, Montana Tech.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

17:00

HEARING ON HB 405

Opening Statement by Sponsor:

18:00 REP. CHRISTINE KAUFMANN, HD 66-- Title of Bill: Trust
Fund for Fire Suppression and land use planning.

Proponents' Testimony:

32:00 Pat Clinch, Montana State Chapter of Professional Fire
Fighters
34:00 Ron Mueller, Montana Sierra Club
34:00 Jane Ellis, Montana Audubon Society
35:00 Anne Hedges, Montana Environmental Information Center
37:00 Tim Davis, Montana Smart Growth Association

Opponents' Testimony:

39:00 Gordon Morris, Montana Association of Counties
41:00 Don Allen, Powell, Granite, Anaconda and Deer Lodge
Counties
44:00 Byron Roberts, Montana Building Industry
45:00 Peggy Trenk, Montana Association of Realtors
47:00 Rep. Maedje, HD 81, Fortine, Montana

Informational Testimony:

51:00 Bob Harrington, Montana State Forrester
Montana State Department of Natural Resources
Conservation-Fire Protection Supervisor

EXHIBIT (nah27a04)

1:02:00 Delores Cooney, Montana State Department of Revenue

Questions from Committee Members and Responses:

1:03:00

Closing by Sponsor:

1:29:00

HEARING ON HB 427

Opening Statement by Sponsor:

1:33:00 REP. GAIL GUTSCHE, HD 66--Title of Bill: Revise Air
Quality Laws

EXHIBIT (nah27a05)

EXHIBIT (nah27a06)

EXHIBIT (nah27a07)

Proponents' Testimony:

1:38:00 Don Vidrine, State of Montana, Department of
Environmental Quality
1:44:00 Anne Hedges, Montana Environmental Information Center
1:48:00 Michelle Reinhart, Northern Plains Resource Council
1:48:00 Ron Mueller, Montana Sierra Club

Opponents' Testimony:

1:49:00 Don Allen, Western Environmental Trade Association

Informational Testimony: None.

Questions from Committee Members and Responses:

1:53:00

Close by Sponsor:

1:55:00

EXECUTIVE ACTION ON HJR 4

Motion: REP. LANGE moved that HJR 4 DO PASS.

Motion: REP. ERICKSON moved that HJR 4 BE AMENDED.

Discussion:

2:00:00

Motion/Vote: REP. ERICKSON moved that HJR 4 BE SUBSTITUTE AMENDED. Motion carried 17-0. (voice vote)

Motion: REP. ERICKSON moved that HJR 4 DO PASS AS AMENDED.

Substitute Motion/Vote: REP. ERICKSON made a substitute motion that HJR 4 BE AMENDED. Substitute motion carried 17-0. (voice vote)

Motion: REP. YOUNKIN moved that HJR 4 BE AMENDED.

Discussion:

2:15:00

Vote: Motion that HJR 4 BE AMENDED carried 17-0. (voice vote)

Motion/Vote: REP. YOUNKIN moved that HJR 4 BE AMENDED.

Discussion:

2:17:00

Vote: Motion that HJR 4 BE AMENDED carried 13-3 with REPS. LAMBERT, MAEDJE, and MALCOLM voting no. (voice vote) (REPS. SMALL-EASTMAN, NEWMAN ABSENT)

Motion/Vote: REP. LANGE moved that HJR 4 DO PASS AS AMENDED. Motion carried unanimously. (voice vote)

EXECUTIVE ACTION ON HJR 7

Motion: REP. BARRETT moved that HJR 7 DO PASS.

Discussion:

2:27:00

Vote: Motion that HJR 7 DO PASS failed 7-11 with REPS. BARRETT, EVERETT, LAMBERT, LANGE, MAEDJE, ROSS, and SALES voting aye. (roll call vote) (REP. SMALL-EASTMAN PROXY)

Motion/Vote: REP. MALCOLM moved that HJR 7 BE TABLED AND TO REVERSE THE VOTE. Motion carried 11-7 with REPS. BARRETT, EVERETT, LAMBERT, LANGE, MAEDJE, ROSS, and SALES voting no. (voice vote) (REP. SMALL-EASTON PROXY)

Motion: REP. GUTSCHE moved that HB401 DO PASS.

Discussion:

2:26:00

Motion/Vote: REP. PETERSON moved that HB 401 BE TABLED AND TO REVERSE THE VOTE. Motion carried 11-5 with REPS. DICKENSON, ERICKSON, GILLAN, GUTSCHE, and HARRIS voting no. (voice vote) (REPS. SMALL-EASTMAN, NEWMAN ABSENT)

Note: Rep. Small-Eastman was absent for the day; however, there was a proxy vote cast for her. Rep. Newman was present, but had to leave the hearing at various times, therefore the discrepancy in the vote count

ADJOURNMENT

Adjournment: 5:55 P.M.

REP. CINDY YOUNKIN, Chairman

PAMELA SCHINDLER, Secretary

CY/PS

EXHIBIT (nah27aad)